

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION**

1925 HOOPER LLC; ROBERT J.  
ARKO; and ANDREW M. MOORE;  
on behalf of themselves and all others  
similarly situated,

Plaintiffs,

v.

THE NATIONAL ASSOCIATION  
OF REALTORS; *et al.*,

Defendants.

CASE NO.: 1:23-cv 05392-MHC

**JOINT MOTION AND STIPULATION  
TO CONTINUE TO STAY CASE AS TO “RELEASED PARTIES”**

Plaintiffs 1925 Hooper LLC, Robert J. Arko, and Andrew M. Moore, on behalf of themselves and all others similarly situated (collectively, “Plaintiffs”), and the undersigned Defendants (collectively, “Stipulating Defendants”) (Plaintiffs and Stipulating Defendants together, the “Parties”) hereby consent and stipulate to stay all proceedings and deadlines as to the Released Parties until after the exhaustion of all appeals of the order granting final approval of NAR’s settlement in *Burnett v. National Association of Realtors*, No. 4:19-cv-00332 (W.D. Mo.) (ECF No. 68), as set forth below. The Parties jointly submit this Joint Motion and Stipulation pursuant to the Court’s May 20, 2024 Order (ECF No. 69).

WHEREAS, On May 20, 2024, the Parties filed a notice of settlement and motion for stay, requesting an Order from this Court staying all proceedings and

deadlines as to NAR and any party considered a “Released Party” pending a ruling on final approval of NAR’s settlement in *Burnett v. National Association of Realtors*, No. 4:19-cv-00332 (W.D. Mo.) (ECF No. 68) (“Settlement Agreement”).

WHEREAS, on May 20, 2024, this Court stayed all deadlines “as to all Defendants that are automatically ‘Released Parties’ under the Settlement Agreement, including NAR and any Defendant considered a brokerage with calendar year 2022 Total Transaction Volume for residential home sales of \$2 billion or less” (ECF No. 69).

WHEREAS, this Court ordered the Parties to file a status report within 10 days of a decision on final approval of the Settlement Agreement.

WHEREAS, on November 27, 2024, the *Burnett* court granted final approval of the Settlement Agreement. No. 4:19-cv-00332 (W.D. Mo.), ECF No. 1622. The *Burnett* court has not yet certified its order under Federal Rule of Civil Procedure 54(b) as a final judgment for appeal.

WHEREAS, Objectors have since filed notices of appeal. No. 4:19-cv-00332 (W.D. Mo.), ECF Nos. 1624, 1630, 1632.

### **STIPULATION**

**THEREFORE**, Plaintiffs and Stipulating Defendants stipulate and agree as follows, and request that the Court enter an order as follows:

(1) Continuing the stay of all deadlines as to the Released Parties until after the exhaustion of all appeals of the order granting final approval (No. 4:19-cv-00332 (W.D. Mo.), ECF No. 1622).

(2) The Parties will file provide the Court with a status update within 10 days of the conclusion of any appeals of the Final Approval Order to the United States Court of Appeals for the Eighth Circuit.

STIPULATED to this 6th day of December, 2024.

Presented by:

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**CERTIFICATE OF COMPLIANCE WITH LOCAL RULES AND SERVICE**

In accordance with L.R. 7.1(D), it is hereby certified that the foregoing was prepared in Times New Roman, 14-point font, one of the fonts specified in L.R. 5.1(C).

Respectfully submitted this 6th day of December, 2024.

/s/ Debra D. Bernstein  
Debra D. Bernstein  
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**CERTIFICATE OF SERVICE**

I hereby certify that I have this day electronically submitted the foregoing to the Clerk of Court using the Court's E-file system, which will automatically send electronic mail notification of such filing to all parties who have appeared in the action.

This 6th day of December, 2024.

/s/ Debra D. Bernstein  
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